

In re Reissue of:

Frese II et al.

Issued: June 1, 1999

Assignee: Tridia Corporation

Reissue Application: Filed Concurrently Herewith

For: **METHOD AND SYSTEM FOR ON DEMAND
DOWNLOADING OF MODULE TO ENABLE
REMOTE CONTROL OF AN APPLICATION
PROGRAM OVER A NETWORK**

Examiner: Unassigned

Art Unit: Unassigned

Atty Docket: 4T02.1-020

REISSUE DECLARATION

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

As a below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below next to our names. We believe that we are original, first, and joint inventors of the subject matter claimed and for which a reissue patent is sought for the invention entitled, "METHOD AND SYSTEM FOR ON DEMAND DOWNLOADING OF MODULE TO ENABLE REMOTE CONTROL OF AN APPLICATION PROGRAM OVER A NETWORK" as described in U.S. Patent No. 5,909,545, granted June 1, 1999, as amended in the reissue application attached hereto.

We hereby state that we have reviewed and understand the contents of the above-identified reissue application, including the claims as amended. We do not know and do not believe that the same was ever known or used by others in the United States of America before our invention thereof, or patented or described in any printed publication in any country before our invention thereof or more than one year prior to

the date of the original application. We further state that the invention was not in public use or on sale in the United States of America more than one year prior to the date of the application that matured into U.S. Patent No. 5,909,545. We acknowledge the duty to disclose information which is material to the examination of this application in accordance with 37 C.F.R. § 1.56(a).

We further declare that U.S. Patent No. 5,909,545, through error without any deceptive intent on our part, is partly inoperative by reason of the patent claiming less than we as joint inventors had a right to claim in the patent. The following errors are the basis of the present reissue application:

(1) We believe that claims 1–18 as issued in U.S. Patent No. 5,909,545 are too narrow in particularly pointing out and distinctly claiming the invention disclosed in the original patent, including the aspect of the invention that enables on–demand remote control using either a client or a server. Accordingly, the present reissue application includes claims that are broader in some respects than the claims of the original patent in that they claim subject matter that is not included in the original claims. Specifically, claims 1–18 claim a server–client on–demand remote control method, but do not recite a method or system for providing on–demand remote control using a server independently from a client. To correct this error, new claims are appropriately directed to providing on–demand remote control to the server side, and separate claims are directed to obtaining on–demand remote control on the client side. Consequently, new claims 19–22 have been entered.

(2) We also believe that claim 18 issued with certain errors with reference to the first and second computer and lack of antecedent basis with reference to the network. To correct these errors, claim 18 has been amended.

All errors being corrected in this reissue application up to the time of filing of this Supplemental Declaration arose without any deceptive intent on the part of the applicants. I further declare that all statements made herein of my own knowledge are

true and that all statements made on information and belief are believed to be true;
and further that these statement were made with the knowledge that willful false
statements and the like so made are punishable by fine or imprisonment, or both, under
Section 1001 of Title 18 of the United States Code, and that such willful false
statements may jeopardize the validity of the application or any patents issuing thereon.

Full name of first inventor: Vincent Frese II Citizenship: United States
Inventor's signature Date: JAN 31, 2001
Residence and Post Office Address: 3007 Towneside Lane, Woodstock, GA 30188

Full name of second inventor: W. Brian Blevins Citizenship: United States
Inventor's signature Date: Jan 30th, 2001
Residence and Post Office Address: 2101 S. River Road, Conyers, GA 30094

Full name of third inventor: John P. Jarrett Citizenship: United States
Inventor's signature Date: Jan 30th, 2001
Residence and Post Office Address: 5224 Tealing Drive, Roswell, GA 30075

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Reissue of:

U.S. PATENT 5,909,545
Frese II et al.

Issued: June 1, 1999

Assignee: Tridia Corporation

Reissue Application: Filed Concurrently Herewith

For: **METHOD AND SYSTEM FOR ON DEMAND
DOWNLOADING OF MODULE TO ENABLE
REMOTE CONTROL OF AN APPLICATION
PROGRAM OVER A NETWORK**

Examiner: Unassigned

Art Unit: Unassigned

Atty Docket: 4T02.1-020

POWER OF ATTORNEY

Assistant Commissioner for Patents
Washington, DC 20231


Sir:

The undersigned inventor hereby **REVOKES** any and all powers of attorney previously given in the above-identified application; and

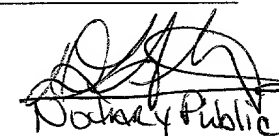
The undersigned hereby **APPOINTS**: Arthur A. Gardner – 33,887; Bradley K. Groff – 39,695; Matthew D. Josephic – 43,691; and Michael J. Mehrman - 40,086; Dawn V. Stephens – 44,355, each being registered to practice before the U.S. Patent and Trademark Office, its attorneys, with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office and in the Courts in connection therewith.

Please Send correspondence to:

Michael J. Mehrman Direct telephone calls to:
GARDNER & GROFF, P.C. **Michael J. Mehrman**
Paper Mill Village, Building 23
600 Village Trace, Suite 300 Phone: **770 984 2300**
Marietta, Georgia 30067 Facsimile **770 984 0098**


By: Vincent Frese II
Title: President, Tridia Corporation

Date: JAN 23, 2001


Notary Public
Notary Public, Cobb County, Georgia
My Commission Expires January 25, 2003